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13 UNITED STATES DISTRICT COURT  
14 DISTRICT OF NEVADA

15 Nicolas Esteban Cavieres Gomez,

16 Petitioner,

17 v.

18 Christopher Chestnut, *et al.*,

19 Respondents.  
20

Case No. 2:25-cv-00975-GMN-BNW

**Stipulation and Order for  
Extension of Time to File First  
Amended Petition (Second  
Request)**

21 Petitioner and Respondents, through their undersigned counsel, hereby  
22 stipulate and jointly request that the court extend the due date for Petitioner's first  
23 amended petition, up to and including August 22, 2025. This is the second request  
24 for an extension of time.  
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1           Petitioner filed this petition for writ of habeas corpus under 28 U.S.C. §2241  
2 on June 2, 2025.<sup>1</sup> Counsel granted Petitioner's motion to appoint counsel, and  
3 counsel from the Office of the Federal Public Defender was appointed on June 4,  
4 2025.<sup>2</sup> Petitioner filed a motion for a temporary restraining order and preliminary  
5 injunction on June 9, 2025.<sup>3</sup> The Court held a hearing on that motion on June 14,  
6 2024. After hearing arguments from both parties, the Court denied the motion but  
7 ordered that Respondents provide Petitioner and Petitioner's counsel with 72-hour  
8 notice before removing or transferring him.<sup>4</sup> On July 3, this Court issued a  
9 scheduling order directing Petitioner to file an amended petition on or before July  
10 25, 2025.<sup>5</sup> On July 25, 2025, Petitioner and Respondents filed a Stipulation agreeing  
11 to continue the above-noted deadline to August 8, 2025.<sup>6</sup> For those reasons noted  
12 below, the parties now enter into this Second Stipulation requesting a modest two  
13 week extension of time for Petitioner to file his amended petition.

14           Counsel for Petitioner have been diligently working on the amended petition  
15 but require more time given the complexity of Mr. Gomez' case, other obligations  
16 undersigned counsel have recently had to meet, and personal circumstances further  
17 detailed below. Specifically, attorney Barrera has had to engage in additional out-of-  
18 state travel to meet obligations in other non-capital habeas matters. Attorney  
19 Novillo has likewise had to engage in a substantial amount of travel to Northern  
20 Nevada for similar purposes. And attorney Novillo has had to meet numerous  
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23           <sup>1</sup> ECF No. 4.

24           <sup>2</sup> ECF No. 3.

25           <sup>3</sup> ECF No. 8.

26           <sup>4</sup> ECF Nos. 12, 13.

27           <sup>5</sup> ECF No. 14.

<sup>6</sup> ECF No. 16.

1 deadlines in various capital and non-capital habeas cases.<sup>7</sup> Lastly, attorney  
 2 Barrera, who has a daycare aged child, has been ill and forced to take time off work.  
 3 Undersigned counsel and counsel for Respondents, Christian Ruiz, have conferred  
 4 regarding the need for an extension of time to file the amended petition and agree  
 5 about the proposed extension of two weeks. This request is not sought for the  
 6 purpose of delay but in the interest of justice and the interest of Petitioner.

7 Dated August 8, 2025.

8 Respectfully submitted,

9 Sigal Chattah  
 10 United States Attorney

Rene L. Valladares  
 Federal Public Defender

11 /s/ Christian R. Ruiz

12 /s/ Martin L. Novillo

13 Christian R. Ruiz  
 Assistant United States Attorney

Martin L. Novillo  
 Assistant Federal Public Defender

16 IT IS SO ORDERED:

17   
 18 UNITED STATES DISTRICT JUDGE

19 DATED: August 25, 2025

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 25 <sup>7</sup> An opposition to motion to dismiss in the matter of *Fritz v. Breitenbach, et*  
 26 *al.*, Case No. 3:23-cv-00241-ART-CLB (D. Nev.); a certificate of appealability in  
 27 *Leibel v. Reubart, et al.* Case No. 24-3395; a reply brief in the non-capital habeas  
 matter of *Villa v. Hutchings, et al.*, Case No. 2:21-cv-02030-ART-MDC (D. Nev.);  
 and a reply brief due with the Ninth Circuit in the non-capital habeas matter of  
*Gonzales v. Gittere, et al.*, Case No. 24-3288.

**Certificate of Service**

I hereby certify that on August 8, 2025, I electronically filed the foregoing with the Clerk of the Court for the United States District Court, District of Nevada by using the CM/ECF system. Participants in the case who are registered CM/ECF users will be served by the CM/ECF system.

s/ Kaitlyn O'Hearn

An Employee of the  
Federal Public Defender